

REMARKS

Claims 13-16 are pending. There are no amendments to the specification and claims. A detailed listing of all claims that are, or were, in the application, irrespective of whether the claim(s) remain under examination in the application, are presented with an appropriate defined status identifier.

In the current Action, the Examiner has maintained his obviousness-type double patenting rejection of: (a) claims 13-16 over claims 32, 34, 42, 45, 48, 71, 82-87, 90-91 and 93-94(a)(iv) of co-pending Application No. 08/359,938 (the '938 application); and (b) claims 15 and 16 over the claims of U.S. patent No. 6,013,859 (the '859 patent).

Without acquiescing to this rejection, Applicants have chosen to file a terminal disclaimer (see appended copy) to advance prosecution of the present application. Accordingly, Applicants respectfully request the reconsideration and withdrawal of the above rejection.

Applicants thereby submit that the present application is in condition for allowance. An early notice to this effect is earnestly solicited. The Examiner is invited to contact the undersigned by telephone if it is felt that a telephone interview would advance the prosecution of the present application.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Date 14 August 2003

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Respectfully submitted,

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